

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders, Proclamations of General Applicability, and ceremonial dedications issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed. With the exception of egregious errors, content (including spelling, grammar, and punctuation) of these orders has been reproduced as submitted.

*** COLLEGE APPLICATION CAMPAIGN MONTH ***

[M13-335]

WHEREAS, the State of Arizona is committed to ensuring our children have the education and skills they need to compete in the global economy; and

WHEREAS, more than 90 percent of high school students say they plan to go to college; and

WHEREAS, only 26 percent of Arizonans over the age of 25 have obtained a bachelor's degree or higher; and

WHEREAS, more than 60 percent of Arizona's future jobs will require some form of postsecondary education; and

WHEREAS, postsecondary education leads to citizens who are happier and healthier and who are more engaged in their community; and

WHEREAS, the Arizona Commission for Postsecondary Education has established the Arizona College Application Campaign with the goal of every high school senior completing at least one postsecondary education application during the campaign month of November.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2013 as

*** COLLEGE APPLICATION CAMPAIGN MONTH ***

and, I further urge all Arizonans to recognize the benefit of attaining a postsecondary education and to encourage high school seniors to complete at least one postsecondary education application in the month of November.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** COPD AWARENESS MONTH ***

[M13-336]

WHEREAS, Chronic Obstructive Pulmonary Disease (COPD), also known as chronic bronchitis and emphysema, is the fourth leading cause of death in the United States and is the only one of the top five causes of death whose prevalence and death rate is rising; and

WHEREAS, Chronic Obstructive Pulmonary Disease is a chronic and progressive disease that affects over 24 million individuals in the United States, half of whom have not been properly diagnosed; and

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WHEREAS, a diagnostic test for COPD, known as spirometry is available for office use, allowing early diagnosis of COPD yet many patients suffering with COPD are not diagnosed until they have reached an advanced stage of COPD; and

WHEREAS, the major risk factor for COPD is smoking. Other risk factors include environmental exposure to air pollution, industrial irritants and burned biomass fuels; and

WHEREAS, COPD can also result from genetic conditions, such as Alpha-1 Antitrypsin Deficiency; and

WHEREAS, COPD is considered to be the second leading cause of disability in the nation, costing the nation in 2010 an estimated \$49.9 billion; and

WHEREAS, approximately 2,900 Arizonans die each year from COPD, and more than 250,000 Arizonans have been told by a doctor they have COPD; and

WHEREAS, increased public awareness, early detection, and treatment are crucial in the prevention or slowing the progression of lung disease and can lead to reduced costs and better quality of life for our residents.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2013 as

*** COPD AWARENESS MONTH ***

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** EPILEPSY AWARENESS MONTH ***

[M13-337]

WHEREAS, epilepsy is a neurological disorder producing brief disturbances in the normal electrical functions of the brain that temporarily affects a person's consciousness, bodily movements and/or sensations, while creating long term effects on the lifestyle of individuals with epilepsy; and

WHEREAS, about 2.7 million people have epilepsy in the United States and about 150,000 people develop the condition each year; and

WHEREAS, epilepsy can affect anyone no matter what their gender, race, age, religion, educational background or socioeconomic status; and

WHEREAS, epilepsy is more common than Parkinson's disease, multiple sclerosis, muscular dystrophy and cerebral palsy combined; and

WHEREAS, epilepsy affects more than 65 million people worldwide; and

WHEREAS, while there is no cure for epilepsy, drug therapy, surgery and other non-pharmacological treatments exist allowing approximately 70 percent of individuals with epilepsy to lead a normal life with either no seizures or a significant reduction in seizures; and

WHEREAS, epilepsy is a complex disorder that requires further research to find a cure and prevention; and

WHEREAS, the annual observance of Epilepsy Awareness Month advocates for the rights, compassionate treatment and education of all persons with epilepsy, while raising awareness with families, professionals, and the general public to better

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understand this lifelong disorder.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 2013 as

*** EPILEPSY AWARENESS MONTH ***

and, I further call upon all citizens to increase their awareness and understanding of epilepsy through education while ensuring that all individuals with epilepsy lead a full and productive life.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** NURSE PRACTITIONER WEEK ***

[M13-338]

WHEREAS, there are more than 150,000 licensed Nurse Practitioners (NPs) in the United States with 5,009 Registered Nurse Practitioners in Arizona providing high-quality, cost-effective, comprehensive, patient-centered, personalized health-care; and

WHEREAS, NPs have been providing healthcare in the United States since 1965, with more than 9,000 NPs graduating from Nurse Practitioner programs in 2012; and

WHEREAS, NPs are graduates of master's, post-master's or doctoral NP programs with advanced clinical preparation to provide primary, acute and chronic care to patients of all ages and walks of life; and

WHEREAS, NPs diagnose acute and chronic conditions, prescribe medications and other treatments, treat illnesses and counsel patients on healthcare issues; and

WHEREAS, the high level of satisfaction and confidence that patients have in NPs is evidenced by the approximate 600 million visits that are made to NPs each year; and

WHEREAS, more than 20 percent of NPs practice in rural settings with populations of less than 25,000, and of the 62 percent who work in cities with populations of more than 50,000, more than 39 percent work in inner-city areas; and

WHEREAS, NPs provide healthcare to people of all ages and in diverse healthcare settings such as private office practice, hospitals, long-term care facilities, schools, retail clinics, state and local health departments, and managed care facilities.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 10 - 16, 2013 as

*** NURSE PRACTITIONER WEEK ***

and, I further recognize the many contributions this dedicated group of healthcare professionals make to the health and well-being of the people in the communities they service in this great State of Arizona and throughout the country.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer

Governor's Executive Orders/Proclamations

G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** PERIODONTAL (GUM) DISEASE AWARENESS MONTH ***

[M13-339]

WHEREAS, periodontal disease, also known as gum disease, is a serious and widespread public health threat; and

WHEREAS, untreated periodontitis is linked to serious consequences and health conditions including heart disease, stroke, some cancers and stillbirths; and

WHEREAS, between 74 to 85 percent of Americans suffer some degree of gum disease and less than half are aware of it; and

WHEREAS, it is appropriate that a month be set aside each year in an effort to bring awareness to this disease, and the State of Arizona is committed to sharing the message of prevention of gum disease and the promotion of oral health.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim February 2014 as

*** PERIODONTAL (GUM) DISEASE AWARENESS MONTH ***

and, I further urge our citizens and all state agencies and organizations to aid in the advancement of oral health for our citizens through the month of February with the dissemination of important health information and education designed to help them take an active role in preventing and treating periodontal (gum) disease.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

*** SMALL BUSINESS SATURDAY ***

[M13-340]

WHEREAS, the State of Arizona celebrates our local small businesses and the contribution they make to our local economy and community; and

WHEREAS, according to the United States Small Business Administration (SBA), there are currently 28 million small businesses in the United States; and

WHEREAS, small businesses represent more than 99 percent of American companies, create two-thirds of the net new jobs, generate half of private gross domestic product, and employ half of the employees in the private sector in the United States; and

WHEREAS, in the United States, 86 percent of consumers have small businesses in their community that the consumers would miss if the small businesses closed and 89 percent of consumers agree that small businesses contribute positively to the local community by supplying jobs and generating tax revenue; and

WHEREAS, nationally, 93 percent of consumers agree that it is important for people to support the small businesses that they value in their community and 90 percent of consumers in the United States are willing to pledge support for a “buy local” movement; and

WHEREAS, the State of Arizona supports our local businesses that create jobs, boost our local economy and preserve our neighborhoods and advocacy groups, and public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, do hereby proclaim November 30, 2013 as

*** SMALL BUSINESS SATURDAY ***

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix on this twenty-ninth day of October in the year Two Thousand and Thirteen, and of the Independence of the United States of America the Two Hundred and Thirty-eighth.

ATTEST:
Ken Bennett
Secretary of State

EXECUTIVE ORDER 2012-03

State Regulatory Review, Moratorium and Streamlining To Promote Job Creation and Retention

Editor's Note: This Executive Order is being reproduced in each issue of the Administrative Register until its expiration on December 31, 2014, as a notice to the public regarding state agencies' rulemaking activities.

[M12-226]

WHEREAS, my first official action as Governor was to institute a regulatory rule making review and moratorium process (“regulatory review and moratorium”) in order to prevent any additional burdens on Arizona’s private sector employers and political subdivisions; and

WHEREAS, this rule making review and moratorium process has continued by session law or executive order to this day; and

WHEREAS, a predictable regulatory climate in this State will promote job creation and retention; and

WHEREAS, Arizona’s efforts are being rewarded, such as being ranked as one of the top ten best states for business in a survey of chief executive officers this year, the eighth best for job growth in the last year, and the top state for innovators starting new business; and

WHEREAS, last January, I determined that State agencies needed to quicken the pace on streamlining existing rules and reducing wasted time in regulatory processes to increase Arizona’s economic competitiveness and job creation, while still protecting public health, safety and the environment; and

WHEREAS, the 50th Legislature passed and I signed into law House Bill 2744 (2012 Arizona Laws, Chapter 352) which permits a state agency to conduct expedited rulemaking to streamline existing rules; and

WHEREAS, this expedited rulemaking authority will be used, in part, by State agencies to implement the “lean” waste reduction initiative I announced last January to increase the efficiency and service quality of State agencies; and

WHEREAS, I encourage the general public and regulated community to bring forward ideas to State agencies and the Governor’s Regulatory Review Council on what rules need to be streamlined and how that can be best achieved while still protecting public health, safety and the environment; and

WHEREAS, the current regulatory review and moratorium expires on June 30, 2012.

Governor's Executive Orders/Proclamations

NOW, THEREFORE, I, Janice K. Brewer, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State hereby declare the following:

1. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any rule making except as permitted by this Order. The objective of this Order is to eliminate any unnecessary increased monetary or regulatory costs on employers, persons, individuals, other state agencies, or political subdivisions of this State. This prohibition includes any informal rule making prior to the commencement of the formal rule making process.
2. Paragraph 1 does not apply to state agency rule making for any one or more of the following reasons:
 - a. To fulfill an objective related to job creation in this State.
 - b. To lessen or ease a regulatory burden while achieving the same regulatory objective.
 - c. To prevent a significant threat to the public health, peace or safety.
 - d. To avoid a violation of a court order or federal law that would result in sanctions by a court or federal government against an agency for failure to conduct the rulemaking action.
 - e. To comply with a federal statutory or regulatory requirement or a state statutory requirement if the applicable statute or regulation contains a date certain for compliance on or before December 31, 2014 or is necessary under subparagraph (c) of this paragraph.
 - f. To fulfill an obligation related to fees or any other action necessary to implement the state budget that is certified by the Governor's Office of Strategic Planning and Budgeting.
 - g. To promulgate a rule or other item that is exempt from Title 41, Chapter 6, Arizona Revised Statutes, pursuant to section 41-1005, Arizona Revised Statutes.
 - h. To address matters pertaining to the control, mitigation or eradication of waste, fraud or abuse within a state agency or wasteful, fraudulent or abusive activities perpetrated against a state agency.
3. A state agency, subject to this Order pursuant to Paragraph 4, shall not conduct any informal or formal rule making pursuant to Paragraph 2 or otherwise without the prior written approval of the Office of the Governor.
4. This order applies to all state agencies, except for: (a) any state agency that is headed by a single elected state official, (b) the Corporation Commission, or (c) any state agency whose agency head is not appointed by the Governor.
5. All state officials and state agencies that are not subject to this Order pursuant to Paragraph 4 are encouraged to participate voluntarily within the context of their own rule making process.
6. State agencies may continue a rule making that was authorized by the Office of the Governor on or after January 22, 2009. All state agencies, subject to this Order pursuant to Paragraph 4, shall report to the office of the Governor by July 31, 2012 all pending and anticipated rule making requests. Beginning fiscal year 2013 all state agencies shall submit to the Office of the Governor by the end of each fiscal year an annual report of all pending and anticipated rule making to Office of the Governor.
7. This Order does not confer any legal rights upon any persons and shall not be used as a basis for legal challenges to rules, approvals, permits, licenses or other actions or to any inaction of a state agency.
8. For the purposes of this executive order, "person," "rule" and "rule making" have the same meanings prescribed in section 41-1001, Arizona Revised Statutes.
9. This Executive Order expires on December 31, 2014.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Janice K. Brewer
G O V E R N O R

DONE at the Capitol in Phoenix, Arizona this 26th day of June in the year Two Thousand Twelve, and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST:
Ken Bennett
Secretary of State